

CLASSIFICATION OFFICE DECISION

Title of publication:

164550_182934898394530_100000340648809_501359_6750222_n.jpg

Other known title(s): Not stated

OFLC ref: 1300159.001

Medium: Computer Image File Printout

Distributor: Not stated

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Secretary for Internal Affairs

Classification:	Unrestricted.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 13 March 2013

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 12 March 2013

Summary of reasons for decision:

The image on the printout shows a group consisting mainly of naked women and children facing the camera on a beach. Two prepubescent girls are engaged in a ball game, watched by adults who are clearly comfortable with their nudity and the presence of the camera. It is likely that the context is a nudist or "naturist" gathering. Sexual characteristics are visible but not subject to a deliberate focus. Although some people may find the image to be sexually stimulating, there is no evidence of a sexual intention in the photograph.

The image raises no issues under s3(1), s3A or s3B of the Films, Videos, and Publications Classification Act 1993. The printout must, therefore, be classified as unrestricted. This classification is consistent with the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.